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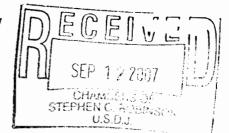
Laurence May MEMBER

Reply to New York Office WRITER'S DIRECT LINE: 646-563-8926 WRITER'S DIRECT FAX: 646-521-2026 WRITER'S E-MAIL: LMay@coleschotz.com

MEMO ENDORSED

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September 11, 2007



VIA FEDERAL EXPRESS

Hon. Stephen C. Robinson United States District Court Judge **United States District Court** for the Southern District of New York 300 Quarropas Street White Plains, NY 10601-4150

> Doubet, LLC v. Palermo: Bankruptcy Appeal; Case No. 07-07696 Re:

Dear Judge Robinson:

We represent Douglas Palermo, the Appellant in the above referenced appeal from an order of the United States Bankruptcy Court for the Southern District of New York. This letter is written on behalf of both Appellant and Appellee Doubet, LLC requesting that the Court adjourn siné die, the briefing schedule provided for in Rule 8009 of the Federal Rules of Bankruptcy Procedure. As explained below, an issue relating to the appeal is pending before the Bankruptcy Court and most likely Appellant or Appellee will appeal the Bankruptcy Court decision as to this related matter. Both parties request that the briefing on the pending appeal be adjourned until after the Bankruptcy Court decides this related issue so the appeals can be heard on a consolidated basis.

On July 16, 2007 Judge Hardin issued an order denying Douglas Palermo a discharge and it is this final order which is subject to the current appeal. Subsequent to the entry of that order, the Appellee separately moved for attorneys' fees and that motion is now being considered by the Bankruptcy Court. Each party has taken the position that should this issue be decided adversely to it, it will most likely appeal.

Under Bankruptcy Rule 8009, the docketing of the record on appeal with the District Court automatically triggers an automatic briefing schedule which, however, can be excused by court order. Given the nexus between the pending appeal and the prospective appeal, both parties submit that judicial and litigant resources will be conserved by having the matters heard jointly.

Case 7:07-cv-07696-SCR

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COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A. **ATTORNEYS AT LAW**

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Once the Bankruptcy Court has ruled on the attorneys' fees motion, and an appeal is docketed, counsel proposes that they will jointly contact Chambers with a suggested briefing schedule.

If Chambers has any questions please feel free to contact me or Bruce D. Buechler, Esq., of Lowenstein Sandler P.C., counsel for Appellee Doubet, LLC.

HON. STEPHEN C. ROBINSION

LM:dld

Bruce D. Buechler, Esq. (Via Facsimile and E-mail) cc: Mr. Douglas Palermo (Via Facsimile and E-mail)

APPLICATION GRANTED

Structure C Robinsion 1/13/07